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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/663,384	09/16/2003	Jun Lu	COMMV.008A	1609
20995 7590 09/16/2009 KNOBBE MARTENS OLSON & BEAR LLP 2040 MAIN STREET FOURTEENTH FLOOR IRVINE, CA 92614				
EXAMINER HASSAN, AURANGZEB				
ART UNIT 2182		PAPER NUMBER		
NOTIFICATION DATE 09/16/2009		DELIVERY MODE ELECTRONIC		

Please find below and/or attached an Office communication concerning this application or proceeding.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE BOARD OF PATENT APPEALS
AND INTERFERENCES

Ex parte JUN LU and PARAG GOKHALE

Application No. 10/663,384
Technology Center: 2100

Mailed: September 16, 2009

Before GLORIA HENDERSON, *Review Team Paralegal*
HENDERSON, *Review Team Paralegal*.

This application was received electronically at the Board of Patent Appeals and Interferences on September 9, 2009. A review of the application has revealed that the application is not ready for docketing as an appeal. Accordingly, the application is herewith being returned to the examiner. The matter(s) requiring attention prior to docketing are identified below.

EXAMINER'S ANSWER/GROUNDS OF REJECTION

The Examiner's Answer mailed April 13, 2009 is defective, since it states under the Grounds of Rejection that Claims 1, 2, 5, 6, 9-15 and 19-25 are rejected under 35 U.S.C. § 103(a)..... The Amendment Accompanying Appellant's Appeal Brief filed on December 5, 2008 canceled claims 7-10 and 15-26. Further, the examiner filed a paper on May 13, 2009 stating that the amendment will be entered. Appropriate correction is required, for clarification of the record.

CONCLUSION

Accordingly, it is

ORDERED that the application is being electronically returned to the Examiner:

1) vacate the Examiner's Answer mailed April 13, 2009, and mail a Supplemental Examiner's Answer with the correct information for the claims under the Grounds of Rejection; and

2) for such further action as may be appropriate.

If there are any questions pertaining to this Order, please contact the Board of Patent Appeals and Interferences at 571-272-9797.

/GJH/

Application No. 10/663,384

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